

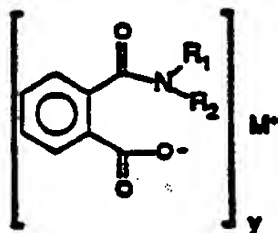
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variety of uses as a base for both cosmetic and pharmaceutical products. The invention also provides a method for producing a water-thin emulsion, comprising mixing oil and water phases in the presence of the pseudoemulsifier, and subjecting the mixture to high pressure homogenization.

Brief Description of the Drawings—

IN THE CLAIMS

Please amend claims 7 and 12 as follows:

7(amended). The emulsion of claim 1 in which the pseudoemulsifier is a 2-amidocarbonylbenzoic acid compound having the formula (I)



wherein R₁ and R₂ are independently H or (CH₂)_nCH₃, wherein n=8-22, provided that at least one of R₁ and R₂ is H, wherein M⁺ is a cation selected from the group consisting of H, Na, K, NH₄, basic amino acids, Ba, Ca, Mg, Al, Ti, and Zr, and y is an integer of a value satisfying the valency of M⁺.

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12(amended). The emulsion of claim 11 in which the polymer is selected from the group consisting of disaccharides, polysaccharides, and a predominantly hydrophilic peptide or protein.

REMARKS

I. Rejections under 35 USC 102/103

Claims 1, 4-6, 31 and 43 have been rejected under 35 USC §102(e) as being anticipated by, or in the alternative, under 35 USC §103(a) as obvious over Franco et al., US Patent No. 5,994,414. The rejection states as follows:

The instantly claimed water thin oil-in-water emulsions and method of making them are anticipated by Franco et al., or at least clearly within the purview of Franco et al., and thus would have been obvious therefrom to one having ordinary skill in the art at the time the invention was made. Addressing the 103 aspects of this ground of rejection: as to claim 4 herein, it would have been obvious to one skilled in the art at the time applicants' invention was made to omit the ethoxylated emulsifiers from the lotion formulation in col. 2 of Franco et al. since it is evident from col.2, lines 15-28 and patent claim 1 that ethoxylated emulsifiers are not essential; and as to 6 herein, it would have been obvious to one skilled in the art to at the time the invention was made to lower the concentration of glycerol monoester to 0.5 wgt. % in view of patentees suggestion in the sentence bridging col.'s 4 and 5.